



[Docket No. FR-7050-N-01]

30-Day Notice of Proposed Information Collection: Section 3 Sample Certification Forms;

OMB Control No: 2501-New

AGENCY: Office of Policy Development and Research, Chief Data Officer, Housing and Urban Development (HUD).

ACTION: Notice.

SUMMARY: HUD is seeking approval from the Office of Management and Budget (OMB) for the information collection described below. In accordance with the Paperwork Reduction Act, HUD is requesting comment from all interested parties on the proposed collection of information. The purpose of this notice is to allow for 30 days of public comment.

DATES: Comments Due Date: **[Insert date 30 days after the date of publication in the Federal Register.]**

ADDRESSES: Interested persons are invited to submit comments regarding this proposal. Written comments and recommendations for the proposed information collection should be sent within 30 days of publication of this notice to OIRA_submission@omb.eop.gov or www.reginfo.gov/public/do/PRAMain. Find this particular information collection by selecting "Currently under 30-day Review - Open for Public Comments" or by using the search function.

FOR FURTHER INFORMATION CONTACT: Anna P. Guido, Reports Management Officer, QMAC, Department of Housing and Urban Development, 451 7th Street, SW, Washington, DC 20410; e-mail her at Anna.P.Guido@hud.gov or telephone 202-402-5535. This is not a toll-free number. Copies of available documents submitted to OMB may be obtained from Ms. Guido.

SUPPLEMENTARY INFORMATION: This notice informs the public that HUD is seeking approval from OMB for the information collection described in Section A.

The **Federal Register** notice that solicited public comment on the information collection for a period of 60 days was published on August 23, 2021 at 86 FR 47135.

A. Overview of Information Collection

Title of Information Collection: Section 3 Sample Certification Forms.

OMB Approval Number: 2501-New.

Type of Request: New.

Form Number: HUD Forms 4736, 4736A, 4736B, 4736C, 4736D.

Description of the need for the information and proposed use:

This collection is to reflect changes to the Section 3 regulation, published in the Federal Register 9/29/2020 (<https://www.federalregister.gov/documents/2020/09/29/2020-19185/enhancing-and-streamlining-the-implementation-of-section-3-requirements-for-creating-economic>). The rule at 24 CFR Part 75 is effective November 30th, 2020 and replaces the regulations found at 24 CFR Part 135.

24 CFR § 75.31 provides a number of options for certification that individuals meet the new definitions in the new final rule:

- (1) For a worker to qualify as a Section 3 worker, one of the following must be maintained:
 - (i) A worker's self-certification that their income is below the income limit from the prior calendar year;
 - (ii) A worker's self-certification of participation in a means-tested program such as public housing or Section 8-assisted housing;
 - (iii) Certification from a PHA, or the owner or property manager of project-based Section 8-assisted housing, or the administrator of tenant-based Section 8-assisted housing that the worker is a participant in one of their programs;

(iv) An employer's certification that the worker's income from that employer is below the income limit when based on an employer's calculation of what the worker's wage rate would translate to if annualized on a full-time basis; or

(v) An employer's certification that the worker is employed by a Section 3 business concern.

(2) For a worker to qualify as a Targeted Section 3 worker, one of the following must be maintained:

(i) For a worker to qualify as a Targeted Section 3 worker for public housing financial assistance:

(A) A worker's self-certification of participation in public housing or Section 8-assisted housing programs;

(B) Certification from a PHA, or the owner or property manager of project-based Section 8-assisted housing, or the administrator of tenant-based Section 8-assisted housing that the worker is a participant in one of their programs;

(C) An employer's certification that the worker is employed by a Section 3 business concern; or

(D) A worker's certification that the worker is a YouthBuild participant.

(ii) For a worker to qualify as a Targeted Section 3 worker for a section 3 project (housing and community development financial assistance):

(A) An employer's confirmation that a worker's residence is within one mile of the work site or, if fewer than 5,000 people live within one mile of a work site, within a circle centered on the work site that is sufficient to encompass a population of 5,000 people according to the most recent U.S. Census;

(B) An employer's certification that the worker is employed by a Section 3 business concern; or

(C) A worker's self-certification that the worker is a YouthBuild participant.

These forms are designed to assist grant recipients and contractors with their recordkeeping requirements found in the regulation.

Information Collection	Number of Respondents	Frequency of Response	Responses per Annum	Burden hour per response	Total Burden Hours	Hourly per response	Annual Cost
HUD Form 4736 – <i>PH/Section 8 Certification Form</i>	150	1	150	0.5	75	\$49.83	\$3,737.25
HUD Form 4736A – <i>Employer HCD Certification</i>	500	1	500	0.5	250	\$45.80	\$11,450.00
HUD Form 4736B- <i>Employer Certification PHA</i>	500	1	500	0.5	250	\$45.80	\$11,450.00
HUD Form 4736C- <i>Employee Self Certification HCD</i>	500	1	500	0.5	250	\$7.25	\$1,812.50
HUD Form 4736D- <i>Employee Self-Certification PHA</i>	500	1	500	0.5	250	\$7.25	\$1,812.50
Total	2,150.00		2,150.00	2.5	1,075.00		\$30,262.05

B. Solicitation of Public Comment

This notice is soliciting comments from members of the public and affected parties concerning the collection of information described in Section A on the following:

- (1) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;
- (2) If the information will be processed and used in a timely manner;
- (3) The accuracy of the agency's estimate of the burden of the proposed collection of information;
- (4) Ways to enhance the quality, utility, and clarity of the information to be collected; and
- (5) Ways to minimize the burden of the collection of information on those who are to respond; including through the use of appropriate automated collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

HUD encourages interested parties to submit comment in response to these questions.

C. Authority: Section 3507 of the Paperwork Reduction Act of 1995, 44 U.S.C. Chapter 35.

Anna P. Guido,
Department Reports Management Officer,
Office of the Chief Information Officer.

Billing Code: 4210-67

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